Document Number Case Number 05-C-0705-C

Western District of Wisconsin Theresa M. Owens

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## **DEFENDANT'S EXHIBIT LIST**

Trial Date May 7, 2007

JAY J. SCHINDLER, M.D., PLAINTIFF,

Case No. 05-C-705-C VS.

MARSHFIELD CLINIC, DEFENDANT.

	Ider	tification		Offers,
Date	No.	Witness	Description of Exhibits	Objections, Rulings Exceptions
	501.		Associate Physician Agreement with Addendum A.	
	502.		Withdrawn	
	503.		Withdrawn	
	504.		Withdrawn	
9/25/01	505.		Letter from Dr. Liss to Dr. Schindler regarding recruitment bonus	
10/4/01	506.		Letter from Dr. Schindler to Dr. Liss regarding signed contract	
	507.		4 month (1/30/03) and 8 month (5/31/03) Associate Evaluations (Rao Exh. 7)	
11/28/03	508.		Letter from Dr. John Neal to Dr. Schindler re: 15 month associate evaluation. (Kelman Exh. 2)	
1/8/03	509.		Memo from Dr. Wood to to Dr. Schindler re: Risk Management Program. (Ruggles Exh. 21)	
8/29/96	510.		Marshfield Clinic Incident Reporting Policy. (Ruggles Exh. 22) (MC0495-MC0496) (Confidential)	
7/28/03	511.		Memo from Dr. Schuster to Dr. Schindler regarding operative issues. (Kelman Exh. 4)	
	512.		Withdrawn	
	513.		Withdrawn	

	Ider	tification		Offers,
Date	No.	Witness	Description of Exhibits	Objections, Rulings Exceptions
10/20/03 6/25/03	514.		Memo from Dr. Liss to Deb Oleson Brock regarding Dr. Schindler's salary and letter from Dr. Liss to Dr. Schindler re: same	
	515.		Surgical Review of Dr. Schindler	
11/15/03	516.		Letter from Dr. Schindler to Dr. Ebersold regarding relocation	
11/15/03	517.		Letter from Dr. Schindler to Dr. Narotzky regarding relocation	
11/17/03	518.		Letter from Dr. Schindler to Linda Knodel regarding relocation	
11/17/03	519.		Letter from Dr. Schindler to Karla Sayler regarding relocation	
	520.		Risk Control Subcommittee Patient Case Summary for Dr. Schindler. (Kelman Exh. 3)	
12/8/03	521.		Letter from Dr. Paul Liss to Dr. Schindler regarding professional review. (Kelman Exh. 7)	
	522.		Marshfield Clinic Professional Review Action Policy	
12/9/03	523.		E-mail from Dr. Kelman to Dr. Schindler.	
	524.		Dr. Kelman handwritten notes and medical records reviewed in anticipation of December 17th PRC meeting.(Kelman Exh. 5)	
	525.		Combined Medical Records of M.J. (MJ00001-MJ00351)	
	526.		Radiological images for M.J.	
	527.		Combined Medical Records of W.K. (WK00001-WK00309)	
	528.		Radiological images for W.K.	
	529.		Medical Records of R.S. (RS00001-RS00340)	
	530.		Radiological images for R.S.	
	531.		Medical Records of T.S. (TS00001-TS00285)	
	532.		Radiological images for T.S.	

	Ider	ntification		OCC
Date	No.	Witness	Description of Exhibits	Offers, Objections, Rulings Exceptions
12/18/03	533.		Memo from Dr. Paul Liss to Professional Review Committee regarding 12/17/03 meeting with Dr. Schindler. (Neal Exh. 12)	
12/18/03	534.		Letter from Dr. Liss to Dr. Schindler regarding termination of employment. (Liss Exh. 15)	
2/18/04	535.		Memo from Dr. Liss to the Executive Committee regarding appeal to the Executive Committee.	
3/22/04	536.		Executive Committee Decision	
2/16/04	537.		Midelfort Clinic Employment Agreement	
11/03	538.		Midelfort Clinic Benefits Provided to Full Time Physicians	
8/23/04	539.		Memo from Dr. Schindler to Christie Blink regarding interview and moving expenses	
6/2/04	540.		Letter from Dr. Schindler to Dr. Borman regarding resignation	
6/8/04	541.		Letter from Dr. Borman to Dr. Schindler regarding resignation	
	542.		Withdrawn	
	543.		Withdrawn	
	544.		Withdrawn	
	545.		Withdrawn	
	546.		Withdrawn	
	547.		Withdrawn	
	548.		Withdrawn	
	549.		2003 Federal and State Individual Tax Returns	
	550.		2004 Federal and State Individual Tax Returns	
	551.		Withdrawn	
	552.		Withdrawn	
	553.		W-2 and Form 1099 statements for Jay J. Schindler for the years 2003 and 2004	
	554.		Withdrawn	

	Iden	tification		Offer
Date	No.	Witness	Description of Exhibits	Offers, Objections, Rulings Exceptions
	555.		Marshfield Clinic earnings statements for the period 1/10/03 through 4/2/04	
	556.		Midelfort Clinic earnings statements for the period 2/16/04 through 9/2/04	
	557.		Dr. Schindler's answers to Synthes' first set of interrogatories	
	558.		Withdrawn	
	559.		Withdrawn	
	560.		Withdrawn	
	561.		Withdrawn	
	562.		Arthur Shorr Working Notes (Shorr Exh. 64)	
			For impeachment only	
	563.		Withdrawn	
	564.		Withdrawn	
	565.		Withdrawn	
	566.		Withdrawn	
	567.		Withdrawn	
	568.		Article entitled "Cervical Radiculopathy" (Bailes Deposition Exhibit 88)	
	569.		Withdrawn	
	570.		Withdrawn	
	571.		Withdrawn	
	572.		Excerpt from Atlas of Human Anatomy, Frank H. Netter, M.D. Plate 142 Vertebral Column	
	573.		Excerpt from Atlas of Human Anatomy, Frank H. Netter, M.D. Plate 143 Thoracic Vertebrae	
	574.		Excerpt from Atlas of Human Anatomy, Frank H. Netter, M.D. Plate 144 Lumbar Vertebrae	
	575.		Excerpt from Atlas of Human Anatomy, Frank H. Netter, M.D. Plate 145 Saccrum and Coccyx	

	Iden	tification		Offers,
Date	No.	Witness	Description of Exhibits	Objections, Rulings Exceptions
	576.		Excerpt from Atlas of Human Anatomy, Frank H. Netter, M.D. Plate 146 Vertebral Ligaments: Lumbar Region	
	577.		Excerpt from Atlas of Human Anatomy, Frank H. Netter, M.D. Plate 147 Vertebral Ligaments: Lumbosacral Region	
	578.		Anatomical model of spine	
	579.		Medical record summary for patient W.K.	
	580.		Medical record summary for patient M.J.	
	581.		Medical record summary for patient R.S.	
	582.		Medical record summary for patient T.S.	
	583.		Medical records from other patients of Dr. Schindler	
	584.		For rebuttal purposes only  Affidavits of Jay J. Schindler filed in this case  For impeachment only	
	585.		Summary of Dr. Schindler's schedule on 6/19/03	
	586.		Thomas B. Flynn, Neurologic Complications of Anterior Cervical Interbody Fusion, 7 Spine 536 (1982).	
	587.		Oscar Sugar, Ph.D, M.D., Spinal Cord Malfunction after Anterior Cervical Discectomy, 15 Surgical Neurology 4 (1980)	
	588.		Jacob J. Graham, M.D., Complications of Cervical Spine Surgery, 14 Spine 1046	
	589.		Patrick S. Romano, M.D., M.P.H., et al., <i>Elective Cervical Discectomy in California</i> , 22 Spine 2677 (1997)	

	Ider	ntification		Offers
Date	No.	Witness	Description of Exhibits	Offers, Objections, Rulings Exceptions
			Kostas N. Fountas, M.D., Ph.D, et	
			al., Cerebrospinal Fluid Fistula	
	590.		Secondary to Dural Tear in Anterior	
			Cervical Discectomy and Fusion, 30	
			Spine E277 (2005)	
	591.		Fig. 177 Cervical Cord and Brachial	
	391.		Plexus	
	502		Fig. 185 Cervical Spine and Cord	
	592.		and Nerve Roots	
			37. Diagram of the Cervical and	
	593.		Brachial Plexuses to Show	
			Segmental Origin of the Nerves	
	594.		Faciszewski Power Point	
	394.		Presentation	
			Exhibit 5 from Schindler Depo.	
	595.		1/15/07 Letter from Hinnant with	
			excerpts of medical records	
	506		Exhibit 6 from Schindler Depo	
	596.		Schindler Schedule 12/2003	
	507		Exhibit 4 from Schindler Depo	
	597.		Anesthesia Record 6/18/03	
			Charles Mick, M.D. C.V.,	
	500	598.	Bibliography, List of Depositions	
	398.		and Medical Expert Payment	
			Agreement	
	599.		Raj Rao, M.D. C.V., Bibliography	
			Gregory J. Przbylski, M.D., C.V.,	
	600.		Bibliography, List of Depositions	
			and Fee Schedule	
			Michael Salcman, M.D., C.V.,	
	601.		Bibliography and List of	
			Depositions	
			Barbara Ann Blackmond,	
	602		Background and Qualifications	
	602.		including hourly rate	
	603.		John C. Shershow, M.D., C.V., List	
			of Depositions	
			G. Richard Meadows, PH.D., C.V,	
	604.		Bibliography, Summary of Prior	
			Sworn Testimony	

Dated this 26th day of April, 2007.

DONALD K. SCHOTT State Bar No. 1010075 SARAH E. COYNE State Bar No. 1025021 MATTHEW J. DUCHEMIN State Bar No. 1027594

## s/ Matthew J. Duchemin

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